

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 57th LEGISLATURE - REGULAR SESSION JOINT APPROPRIATIONS SUBCOMMITTEE ON EDUCATION

Call to Order: By **CHAIRMAN JOHN WITT**, on January 11, 2001 at 8.35 A.M., in Room 102 Capitol.

ROLL CALL

Members Present:

Rep. John Witt, Chairman (R)
Sen. Ken Miller, Vice Chairman (R)
Rep. Rosalie (Rosie) Buzzas (D)
Sen. Greg Jergeson (D)
Sen. Royal Johnson (R)
Rep. Art Peterson (R)

Members Excused: None.

Members Absent: None.

Staff Present: Becky Beckert-Graham, OBPP
David Brown, Legislative Branch
Amy Carlson, OBPP
Pam Joehler, Legislative Branch
Cayenna Johnson, Committee Secretary

Please Note: These are summary minutes. Testimony and discussion are paraphrased and condensed.

Committee Business Summary:

Hearing(s) & Date(s) Posted: MSDB 1/8/01; MAC 1/9/01
Executive Action: MSDB, MAC

{Tape : 1; Side : A; Approx. Time Counter : 1.8; 9:36 a.m.}

Motion/Vote: SEN. JOHNSON moved to **AMEND MOTION FOR DUES TO NATIONAL ORGANIZATION AS ONE TIME ONLY LINE ITEM BE ADOPTED AS AMENDED**. Motion carried unanimously.

Motion/Vote: SEN. JOHNSON moved that **THE LEGISLATIVE DIVISION REWRITE THE FORMER MOTION CONCERNING THE \$15,000 ANNUAL ALLOCATION FOR THE NASBE DUES INTENDING A ONE-TIME-ONLY BASIS**. Motion carried unanimously.

EXECUTIVE ACTION ON MONTANA SCHOOL FOR THE DEAF AND BLIND

{Tape : 1; Side : A; Approx. Time Counter : 9.8}

Dave Brown, Legislative Fiscal Division, reviewed the rules for executive session. Montana School for the Deaf and the Blind(MSDB) is subject to 1% additional Vacancy Savings .

Motion: SEN. JOHNSON moved that **BASE LEVEL FUNDING AND STATE WIDE PRESENT LAW ADJUSTMENTS BE ADOPTED.**

Discussion: REP. BUZZAS, made clarification that with the motion, they would also be adopting 18% global inflation rate. **V. CHAIR MILLER** clarified this motion is not for the entire agency, but rather for State Wide Adjustment.

{Tape : 1; Side : A; Approx. Time Counter : 13.4 - 28.6; Comments : This section was taped over. In it's place is the discussion regarding "15% Plan" following adjournment at 9:40 a.m.}

Motion/Vote: SEN. JOHNSON moved that **BASE LEVEL FUNDING AND STATE WIDE PRESENT LAW ADJUSTMENTS BE ADOPTED.** Motion carried unanimously.

Mr. Brown reviewed each Program. MSDB Program 01-Administration has no additional Present Law Adjustments(PLA) to consider. MSDB Program 02-General Services in addition has no additional PLA to consider. MSDB Program 03-Student Services has DP 5-Overtime for Student Travel. The LFD has no comment.

Motion/Vote: SEN. MILLER moved that **DP 5-OVERTIME FOR STUDENT TRAVEL BE ADOPTED.** Motion carried unanimously.

Motion/Vote: REP. PETERSON moved that **DP 4-EXTRACURRICULAR COMPENSATION AND OVERTIME BE ADOPTED.** Motion carried unanimously.

Motion/Vote: REP. PETERSON moved that **DP 1-SALARY INCREASE FOR INTERPRETERS BE ADOPTED.** Motion carried unanimously.

Motion: REP. BUZZAS moved that **DP 2-COMPUTERS - FUND 4-YEAR REPLACEMENT CYCLE AT \$60,000 BE ADOPTED.**

Substitute Motion: SEN. JOHNSON made a substitute motion **VOTE AGAINST REP. BUZZAS' MOTION.**

Motion/Vote: REP. BUZZAS moved that **DP 2-COMPUTERS - FUND 4-YEAR REPLACEMENT CYCLE AT \$60,000 BE ADOPTED.** Motion failed 2-4 with Jergeson and Buzzas voting aye.

Motion/Vote: SEN. JOHNSON moved that DP 2-COMPUTERS AT MARTZ'S REDUCED RECOMMENDATION OF \$30,000 BE ADOPTED. Motion carried 5-1 with Miller voting no.

Motion: SEN. JERGESON moved to CHANGE VACANCY SAVINGS MONTANA SCHOOL FOR THE DEAF AND THE BLIND FROM 4% TO 2% BE ADOPTED.

Discussion: SEN. JERGESON explained the difficulty of managing for Vacancy Savings in small agencies, particularly in education, where full time staff is essential. V. CHAIR MILLER opposed the motion and asks that the committee stay consistent with 4% global Vacancy Savings and rather than change the agency rate, change the global Vacancy Savings.

Motion/Vote: SEN. JERGESON moved to CHANGE THE VACANCY SAVINGS OF MONTANA SCHOOL FOR THE DEAF AND THE BLIND FROM 4% TO 2% BE ADOPTED. Motion failed 2-4 with Buzzas and Jergeson voting aye.

{Tape : 1; Side : A; Approx. Time Counter : 28.6; Comments : The original proceedings continue.}

EXECUTIVE ACTION ON MONTANA ARTS COUNCIL

{Tape : 1; Side : A; Approx. Time Counter : 29.5; Time 9:03 a.m.}

Mr. Brown passed out the subcommittee requests of the Montana Arts Council(MAC)during the regular hearing. This is entitled, "Arts Council Testimony Afterthoughts":

EXHIBIT(jeh08a01)

{Tape : 1; Side : B; Approx. Time Counter : 1; Comments : Time 9:06 a.m.}

Motion/Vote: SEN. JERGESON moved to ADOPT THE BASE STATE WIDE PRESENT LAW ADJUSTMENT. Motion carried unanimously.

Motion/Vote: REP. BUZZAS moved DP 1-COMPUTER EQUIPMENT BE ADOPTED. Motion carried unanimously.

Motion: REP. BUZZAS moved that DP 4-ADDITIONAL FEDERAL FUNDS AUTHORITY TO SPEND BE ADOPTED.

Discussion: SEN. JOHNSON asked whether these funds were already committed. Carleen Lane, MAC Accountant, responded this was the current level of their funding in this biennium.

Motion: REP. BUZZAS moved that DP 4-ADDITIONAL FEDERAL FUNDS-AUTHORITY TO SPEND BE ADOPTED. Motion carried unanimously.

Motion/Vote: SEN. MILLER moved that DP 5-REDUCTION OF STATE FUNDING BE ADOPTED. Motion carried unanimously.

Motion: SEN. JOHNSON moved that DP 3-BUSINESS TECHNICAL WITH MARTZ EXECUTIVE BUDGET RECOMMENDATIONS AS ONE-TIME-ONLY FUNDING BE ADOPTED.

Discussion: REP. BUZZAS reminded the subcommittee that Martz's recommendations took out technical assistance. REP. BUZZAS felt she heard compelling testimony to fund DP 3 in it's entirety. Mr. Brown clarified Marts'S recommended reductions in DP 3 were non-specific only to reduce \$12,500 per year in the biennium giving MAC latitude to apply the reduction making for about a \$25,000 annual appropriation for MAC. V. CHAIR MILLER stated that fund this proposal in any amount is to go beyond what the legislation is able to do at this time.

Motion: REP. PETERSON moved that DP 3-BUSINESS TECHNICAL ASSISTANCE INCLUDING DEVELOPING ANNUAL TRAINING INSTITUTES FOR BOARDS OF DIRECTORS BE ADOPTED AS AMENDED.

Discussion: SEN. JOHNSON stated he didn't want to manage MAC's program for them and opposed REP. PETERSON's amendment.

Motion/Vote: REP. PETERSON moved that DP 3-BUSINESS TECHNICAL ASSISTANCE INCLUDING DEVELOPING ANNUAL TRAINING INSTITUTES FOR BOARDS OF DIRECTORS BE ADOPTED AS AMENDED. Motion failed 3-3 with Jergeson, Johnson and Witt voting no.

Discussion: REP. BUZZAS stated that despite the budget shortages this request is reasonable coming from small agencies like this one that do so much good with such a small budget.

{Tape : 1; Side : B; Approx. Time Counter : 15}

Substitute Motion/Vote: REP. BUZZAS made a substitute motion that FUND DP 3-BUSINESS TECHNICAL ASSISTANCE AT ORIGINAL BUDGET REQUEST OF \$37,000 BE ADOPTED. Substitute motion failed 2-4 with Jergeson and Buzzas voting aye.

Motion/Vote: SEN. JOHNSON moved that DP 3-BUSINESS TECHNICAL WITH MARTZ EXECUTIVE BUDGET RECOMMENDATIONS AS ONE-TIME-ONLY FUNDING BE ADOPTED. Motion passes 4-2 with Witt and Miller voting no.

Motion/Vote: SEN. JERGESON moved to CARRY LANGUAGE AS STATED IN LSD BUDGET E-39, "ALL FEDERAL FUNDS IN ITEM 1 ARE BIENNIAL APPROPRIATIONS." BE ADOPTED. Motion carried 5-0.

{Tape : 1; Side : B; Approx. Time Counter : 19.1}

V. CHAIR MILLER called the meeting adjourned at 9:25 a.m.

CHAIRMAN WITT returned and continued to discuss the "15% Plans and was discussed ***{Tape : 1; Side : A; Approx. Time Counter : 13.4 - 28.6}*** by the committee.

ADJOURNMENT

Adjournment: 9.40 A.M.

REP. JOHN WITT, Chairman

CAYENNA JOHNSON, Secretary

JW/CJ

EXHIBIT (jeh08aad)